

**A RESOLUTION**

**03-*R*-1168**

**BY COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT AMENDMENT WHICH AUTHORIZES THE NEW OWNER OF PROPERTY LOCATED AT 1991 MARTIN LUTHER KING, JR. DRIVE, SW., TO PARTICIPATE IN THE CITY'S SECTION 8 MODERATE REHABILITATION PROGRAM AT NO ADDITIONAL COST; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta (City) has administered the Section 8 Moderate Rehabilitation Program since 1981 in order to provide rental subsidies to approximately 320 very low income families and individuals; and

**WHEREAS**, a 15-year Housing Assistance Payments (HAP) Contract was entered into with the owner of 1991 Martin Luther King, Jr. Drive, SW., Essex Ltd., on February 14, 1992, which expires on February 14, 2007 to provide rental subsidies to twenty nine (29) low income families; and

**WHEREAS**, the City of Atlanta was recently provided documentation (i.e., warranty deed, settlement statement) that the Essex Court Apartments complex had been sold to Essex Court Apartments, Inc.; and

**WHEREAS**, the new property owner, Essex Court Apartments, Inc., has expressed the desire to participate in the City's Section 8 program for the remaining term of the HAP contract which ends February 14, 2007.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, AS FOLLOWS:**

**SECTION 1:** That the Mayor be and is hereby authorized to enter into a contract amendment allowing Essex Court Apartments, Inc., the present owner of 1991 Martin Luther King, Jr. Drive, SW, to assume the remaining years of the original HAP Contract which expires February 14, 2007, with no additional cost to the City.

**SECTION 2:** That all HAP payments be charged to and paid from account number 1B02 529002 Y46P0215BBB0. All rental payments to this project will be provided to the City from the U.S. Department of Housing and Urban Development (HUD) as outlined in the executed Annual Contribution Contract between the City and HUD.

**SECTION 3:** That the City Attorney be and is hereby directed to prepare an appropriate contract amendment for execution by the Mayor, to be approved by the City Attorney as to form.

**SECTION 4:** That this said amended agreement shall not become binding on the City and the City shall incur no liability upon same until such agreement has been executed by the Mayor and delivered to the contracting parties.

TRANSMITTAL FORM FOR LEGISLATION

To Mayor's Office: Greg Pridgeon

Commissioner's Signature: [Signature]

Director's Signature: [Signature]

From: Originating Dept. Planning and Community Dev.

Contact Name: Philip Smith/Edwin Henry

Committee(s) of Purview: Comm. Dev./Human Res.

Committee Deadline: 7/18/03

Committee Meeting Date(s): 7/29/03

City Council Meeting Date: 8/18/03

**CAPTION: A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT AMENDMENT WHICH AUTHORIZES THE NEW OWNER OF PROPERTY LOCATED AT 1991 MARTIN LUTHER KING, JR. DRIVE, SW., TO PARTICIPATE IN THE CITY'S SECTION 8 MODERATE REHABILITATION PROGRAM AT NO ADDITIONAL COST; AND FOR OTHER PURPOSES.**

**BACKGROUND/PURPOSE/DISCUSSION:**

This allows the new owners of 1991 Martin Luther King, Jr. Drive, SW, Essex Court Apartments, Inc. to participate in the City's Section 8 rental assistance program. This property has been in the City's program since 1992. Rent subsidies will be paid on behalf of the current 29 low income families. All rental assistance will be provided by HUD and this transfer will allow all subsidies to continue to the residents without any disruptions for the remaining contract period. This contract is scheduled to expire in February, 2007. This rental assistance program has been administered by the City for the past twenty two years.

**FINANCIAL IMPACT (if any):**

All rental subsidies will be paid with Section 8 Moderate Rehabilitation Grant Funds that are provided by HUD; No General Fund dollars needed.

**COORDINATED REVIEW WITH:** Grant Accounting

Mayor's Staff Only

Received by Mayor's Office: 7.15.03 (Date) Reviewed: [Signature] (Initials) (Date)

Submitted to Council: \_\_\_\_\_ (Date)

Action by Committee: \_\_\_\_\_ Approved \_\_\_\_\_ Adversed \_\_\_\_\_ Held  
\_\_\_\_\_ Amended